

Brian C. Brook (No. 050442013)
CLINTON BROOK & PEED
641 Lexington Avenue, 13th Floor
New York, New York 10022
Tel.: (212) 328-9559
Fax: (212) 328-9560
brian@clintonbrook.com

*Attorneys for Defendants
Eric Inselberg and Inselberg Interactive*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

FIRST DATA CORPORATION and
FRANK BISIGNANO

Plaintiffs,

v.

ERIC INSELBERG and INSELBERG
INTERACTIVE, LLC,

Defendants.

Civ. Action No. 2:15-cv-08301 (KM) (JBC)

Motion Day: November 7, 2016

**NOTICE OF PLAINTIFFS'
MOTION FOR ATTORNEYS'
FEES AND COSTS**

Oral Argument Requested

TO: Kevin H. Marino
John A. Boyle
Marino, Tortorella & Boyle, P.C
437 Southern Boulevard
Chatham, NJ 07928-1488

Michael B. Carlinsky
Matthew A. Traupman
Corey Worcester
Ron Hagiz
Quinn Emanuel Urquhart & Sullivan LLP
51 Madison Avenue
New York, NY 10010

*Attorneys for Plaintiffs,
First Data Corporation and Frank Bisignano*

PLEASE TAKE NOTICE that, pursuant to 28 U.S.C. § 1927 and this Court's inherent authority, on November 7, 2016, at 9:00 a.m., or at such other time as the Court set

when counsel may be heard, Defendants Eric Inselberg and Inselberg Interactive, LLC, shall move before the Honorable Kevin McNulty, U.S.D.J., at the United States District Court, Frank R. Lautenberg U.S. Post Office & Courthouse, Courtroom 04, Newark, New Jersey 07102, for an Order awarding them attorneys' fees and costs incurred as a result of Plaintiffs' bad faith institution and pursuit of this litigation.

PLEASE TAKE FURTHER NOTICE that in support thereof, Defendants shall rely on the accompanying Memorandum of Law and Declaration of Brian C. Brook.

PLEASE TAKE FURTHER NOTICE that Defendants hereby respectfully request oral argument. A proposed form of order is submitted herewith.

Dated: September 27, 2016

/s/ Brian C. Brook

Brian C. Brook (No. 050442013)
CLINTON BROOK & PEED
641 Lexington Avenue, 13th Floor
New York, New York 10022
Tel.: (212) 328-9559
Fax: (212) 328-9560
brian@clintonbrook.com

*Attorneys for Defendants,
Eric Inselberg and Inselberg Interactive, LLC*